

### **Listing and Amendment of the Claims**

This listing of claims will replace all prior versions, and listings, of claims in the application:

1-20. (cancelled)

21. (currently amended) A method for operating a television apparatus, the method comprising steps of:

~~using a tuner of said television apparatus to tune a program on a channel; and  
using a processor of said television apparatus to detect an end time of said program, said processor causing said television apparatus to automatically acquire program guide information from a broadcaster within a predetermined time period before said detected end time, said predetermined time period being selected by a user of said television apparatus, and wherein a banner including information for a future program on said channel is automatically displayed in response to said program guide information~~

requesting, via said television apparatus, first program guide data;

initiating, via said television apparatus, acquisition of said first program guide data in response to said request, wherein if a broadcaster provides second program guide data to said television apparatus without being requested by said television apparatus while said television apparatus is acquiring said first program guide data, said television apparatus uses said second program guide data instead of said first program guide data; and

enabling, via said television apparatus, display of a banner including information for a future program in response to one of said first program guide data and said second program guide data.

22. (currently amended) The method of claim 21, wherein said ~~predetermined time period is selected by said user via an on-screen menu of said television apparatus~~ requesting step is automatically performed a predetermined time period before a detected end time of a currently tuned program.

23. (previously presented) The method of claim 21, wherein said banner includes at least one of: a title of said future program, a starting time of said future program, and a duration of said future program.

24. (currently amended) The method of claim 24 ~~23~~, wherein said future program is a next program on said a currently tuned channel.

25. (currently amended) The method of claim 21, wherein said second program guide ~~information~~ data includes an updated electronic program guide.

26. (currently amended) The method of claim 24 ~~22~~, ~~further comprised of said television apparatus receiving second program guide information from said broadcaster while said program is tuned, said second program guide information being received without being requested by said television apparatus~~ wherein said predetermined time period is selected by a user of said television apparatus.

27. (currently amended) The method of claim 26 ~~21~~, further comprised of said television apparatus performing steps of:

determining if said banner is currently displayed in response to receiving said second program guide ~~information~~ data;

enabling display of said banner using said second program guide ~~information~~ data in response to determining that said banner is not currently displayed; and

updating said banner using said second program guide ~~information~~ data in response to determining that said banner is currently displayed.

28. (currently amended) A television apparatus, comprising:

means for tuning a program on a channel;

~~means for detecting an end time of said program and causing said television apparatus to automatically acquire program guide information from a broadcaster within a predetermined time period before said detected end time, said predetermined time period being selected by a user of said television apparatus~~ requesting first program guide data and initiating acquisition of said first program guide data in response to said

request, wherein if a broadcaster provides second program guide data to said television apparatus without being requested by said television apparatus while said television apparatus is acquiring said first program guide data, said television apparatus uses said second program guide data instead of said first program guide data; and

means for enabling display of a banner including information for a future program on said channel in response to one of said first program guide information data and said second program guide data.

29. (currently amended) The television apparatus of claim 28, wherein said ~~predetermined time period is selected by said user via an on-screen menu of said television apparatus~~ request for said first program guide data is automatically made a predetermined time period before a detected end time of a currently tuned program on said channel.

30. (previously presented) The television apparatus of claim 28, wherein said banner includes at least one of: a title of said future program, a starting time of said future program, and a duration of said future program.

31. (previously presented) The television apparatus of claim 28, wherein said future program is a next program on said channel.

32. (currently amended) The television apparatus of claim 28, wherein said ~~second program guide information data~~ includes an updated electronic program guide.

33. (currently amended) The television apparatus of claim 28 ~~29~~, wherein said ~~television apparatus receives second program guide information from said broadcaster while said program is tuned, said second program guide information being received without being requested by said television apparatus~~ predetermined time period is selected by a user of said television apparatus.

34. (currently amended) The television apparatus of claim 33, wherein:

said ~~detecting~~ requesting means determines if said banner is currently displayed in response to said television apparatus receiving said second program guide information data;

said banner is displayed using said second program guide ~~information~~ data in response to said ~~detecting~~ requesting means determining that said banner is not currently displayed; and

said banner is updated using said second program guide ~~information~~ data in response to said ~~detecting~~ requesting means determining that said banner is currently displayed.

35. (currently amended) A television apparatus, comprising:

a tuner operative to tune a program on a channel; and

a controller operative to ~~detect an end time of said program and cause said television apparatus to automatically acquire program guide information from a broadcaster within a predetermined time period before said detected end time, said predetermined time period being selected by a user of said television apparatus~~ request first program guide data and enable acquisition of said first program guide data in response to said request, wherein if a broadcaster provides second program guide data to said television apparatus without being requested by said television apparatus while said television apparatus is acquiring said first program guide data, said television apparatus uses said second program guide data instead of said first program guide data, and wherein a banner including information for a future program on said channel is automatically displayed in response to one of said first program guide ~~information~~ data and said second program guide data.

36. (currently amended) The television apparatus of claim 35, wherein said ~~predetermined time period is selected by said user via an on-screen menu of said television apparatus~~ request for said first program guide data is automatically made a predetermined time period before a detected end time of a currently tuned program on said channel.

37. (previously presented) The television apparatus of claim 35, wherein said banner includes at least one of: a title of said future program, a starting time of said future program, and a duration of said future program.

38. (currently amended) The television apparatus of claim 35, wherein said second program guide information data includes an updated electronic program guide.

39. (currently amended) The television apparatus of claim ~~35~~ 36, wherein said ~~television apparatus receives second program guide information from said broadcaster while said program is tuned, said second program guide information being received without being requested by said television apparatus~~ predetermined time period is selected by a user of said television apparatus.

40. (currently amended) The television apparatus of claim 39, wherein:  
said controller determines if said banner is currently displayed in response to said television apparatus receiving said second program guide information data;  
said banner is displayed using said second program guide information data in response to said controller determining that said banner is not currently displayed; and  
said banner is updated using said second program guide information data in response to said controller determining that said banner is currently displayed.